

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY THIRD DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO: 12360 of 2004

Between:

Pavuluri Hanumantha Rao, S/o P. Punnaiah,
R/o Pedakothapalli Village & Post, Maddipadu Mandal, Prakasam District.

..... PETITIONER

AND

- 1 The State of A.P. rep. by its Commissioner of Higher Education,
Nampally, Hyderabad.
- 2 The Regional Director of Collegiate Education, Guntur, Guntur District.
- 3 S.V.R.M. College, Rep. by its Correspondent,
Nagaram, Guntur District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ, order or direction more particularly one in the nature of writ of Mandamus declaring action of the respondents in not considering the candidature of the petitioner for appointment of Lecturer in Economics in the 3rd respondent college is illegal, arbitrary, without jurisdiction and also violative of Article 14, 16 and 21 of the Constitution of India and consequently direct the respondents to appoint the petitioner as Lecturer in Economics in the 3rd respondent college under the SC/ST Back-log vacancies by declaring him as eligible candidate basing on the meritorious marks.

Counsel for the Petitioner: MR.B.KAMALAKARA RAO

Counsel for the Respondent Nos.1&2: GP FOR EDUCATION

The Court at the stage of admission made the following:

HONOURABLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION NO.12360 OF 2004

ORAL ORDER:

The petitioner belongs to Schedule Caste. He is possessing the requisite qualifications for appointment to the post of Lecturer in Economics. He is standing at Serial No.3 in the merit list. He was not appointed as a Lecturer for want of vacancy.

2. The petitioner now submits that the candidates mentioned in Serial Nos.1 and 2 did not prefer to join in the third respondent College, since they joined elsewhere. The petitioner made a representation to the first respondent on 02-08-2003 requesting to appoint him as a Lecturer in Economics in the third respondent college, since he is the next senior in the merit list prepared by the first respondent.

3. In the light of the representation of the petitioner, the first respondent is directed to pass appropriate orders on the representation of the petitioner dated 02-08-2003 within two months from the date of receipt of a copy of this order.

4. The Writ Petition is accordingly disposed of. No costs.

Dr. G.YETHIRAJULU, J.

23rd July, 2004.

SKM

Note:

C.C. by Two days.

B/O.

skm

TO

1 The State of A.P. rep. by its Commissioner of Higher Education,
Nampally, Hyderabad.

- 2 The Regional Director of Collegiate Education, Guntur, Guntur District.
- 3 The Correspondent, S.V.R.M. College, Nagaram, Guntur District.

5 Two C.Cs. to GP for Education, High Court Buildings, High Court of

A.P., Hyderabad (OUT)

6 Two C.D.Copies.